

**UNITED STATES DISTRICT COURT OF  
THE NORTHERN DISTRICT OF NEW YORK**

**RITA BAKER**

**VS.**

**CIVIL NO. 8:13-CV-1111 (FJS/RFT)**

**CGSR, INC. and MOSES-LUDINGTON  
NURSING HOME COMPANY, INC.**

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**JUDGMENT DISMISSING ACTION BY REASON OF SETTLEMENT**

This Court has been advised by counsel that this action has been settled, or is in the process of being settled. Counsel of record have also advised this Court that no infant or incompetent is a party to this action. Accordingly, pursuant to N.D.N.Y.L.R. 68.2 (a), it is hereby

**ORDERED** that:

1) The above captioned case is hereby **DISMISSED**, in its entirety, **without prejudice** to re-opening, upon the motion of any party within (60) sixty days of the date of the filing of this order upon a showing that settlement was not consummated;

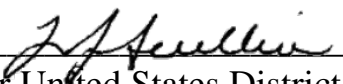
2) The dismissal of the above captioned case shall be considered **with prejudice** on the (61) sixty-first day after the date of the filing of this order unless any party moves to re-open this case within (60) sixty days of the date of filing of this order upon a showing that the settlement was not consummated. Upon completion of settlement, the parties are directed to exchange general releases and file a **Stipulation of Discontinuance** with the Court that

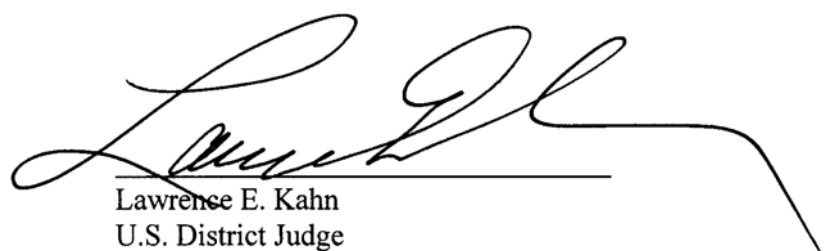
must include language “**that no party hereto is an infant or incompetent**” in compliance with N.D.N.Y.L.R. 41.3; and

3) The Clerk shall serve by electronic means copies of this Judgment upon the attorneys for the parties appearing in this action.

**IT IS SO ORDERED.**

Dated: February 25, 2014  
Syracuse, New York

  
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Senior United States District Judge

  
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Lawrence E. Kahn  
U.S. District Judge